

## HOUSE JOURNAL

### SECOND DAY

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### MORNING SESSION

The House was called to order by Speaker Curtis at 10:00 a.m.

Roll call showed all members present except Representative Painter, excused.

Pledge of Allegiance and prayer by Representative DeMar “Bud” Bowman.

#### COMMUNICATIONS FROM THE SENATE

Mr. Speaker:

January 17, 2005

The Senate passed, **H.C.R. 5**, RESOLUTION HONORING UTAH MILITARY SERVICE PERSONNEL, by Representative F. Hunsaker, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed **S.C.R. 1**, RESOLUTION ENCOURAGING MANAGED LANES STUDY, by Senator C. Walker, and it is transmitted for consideration; and

The Senate passed **S.J.R. 1**, JOINT RESOLUTION APPROVING APPOINTMENT OF LEGISLATIVE AUDITOR GENERAL, by Senator J. Valentine, and it is transmitted for consideration; and

The Senate passed **S.J.R. 5**, RESOLUTION APPROVING CONTRACT FOR STATE CAPITOL RENOVATION, by Senator L. A. Mansell, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 100**, ACCESS TO HIGH SPEED INTERNET AT STATE CAPITOL COMPLEX, by Senator S. Killpack, and it is transmitted for consideration.

Annette B. Moore

Secretary of the Senate

Communications filed. **H.C.R. 5** was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Governor.

**S.C.R. 1, S.J.R. 1, S.J.R. 5, and S.B. 100**, read the first time by short title and referred to the Rules Committee.

### INTRODUCTION OF BILLS

**H.B. 72, School Curriculum Amendments** (C. Moss), read the first time by short title and referred to the Rules Committee.

**H.B. 73, Local Referendum Requirements** (D. Hogue), read the first time by short title and referred to the Rules Committee.

**H.B. 74, Tuition Reimbursement Program for Students Seeking Teacher Licensure in Disability or Special Education** (R. Menlove), read the first time by short title and referred to the Rules Committee.

**H.B. 75, Government Records Access and Management Task Force** (D. Aagard), read the first time by short title and referred to the Rules Committee.

**H.B. 159, Motor Assisted Scooter and Mini-motorcycle Amendments** (B. Dee), read the first time by short title and referred to the Rules Committee.

**H.B. 198, Naturopathic Formulary Peer Committee Amendments** (J. Ferrin), read the first time by short title and referred to the Rules Committee.

**H.B. 199, Special Election Dates** (D. Hogue), read the first time by short title and referred to the Rules Committee.

**H.B. 200, Property and Casualty Insurance Law Amendments** (J. Dunnigan), read the first time by short title and referred to the Rules Committee.

**H.B. 201, Life Insurance and Annuities Law Amendments** (J. Dunnigan), read the first time by short title and referred to the Rules Committee.

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Speaker Curtis introduced the interns and House staff.

### MISCELLANEOUS BUSINESS

On motion of Representative Alexander, under suspension of the rules, the house voted to consider **S.J.R. 1** and **S.B. 100** read for the second time and placed on the calendar for third reading.

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On motion of Representative Alexander, the House voted to move to the Senate Third Reading Calendar.

**THIRD READING CALENDAR**

**S.J.R. 1**, JOINT RESOLUTION APPROVING APPOINTMENT OF LEGISLATIVE AUDITOR GENERAL, read the third time by short title and placed on its final passage.

**S.J.R. 1** then passed on the following roll call:

**Yeas, 70; Nays, 0; Absent or not voting, 5.**

**Voting in the affirmative were:** Representatives

Aagard	Adams	Alexander	S. Allen
Barrus	Bigelow	Biskupski	Bourdeaux
Bowman	Buttars	Buxton	Christensen
D. Clark	S. Clark	Cosgrove	D. Cox
Daw	Dayton	Dee	Donnelson
Dougall	Duckworth	Dunnigan	Ferry
Fisher	Fowlke	Frank	Gibson
Goodfellow	Gowans	Hansen	Hardy
Harper	Hendrickson	Hogue	Holdaway
Hughes	E. Hutchings	B. Johnson	Jones
King	Kiser	Last	Litvack
Lockhart	Mascaro	Mathis	McCartney
McGee	Menlove	Morgan	Morley
Moss	Murray	Newbold	Noel
Oda	Ray	Romero	Shurtliff
G. Snow	Tilton	Ure	Urquhart
Walker	Wallace	Wheatley	Wheeler
Wyatt	Curtis		

**Absent or not voting were:** Representatives

Becker	Ferrin	Hunsaker	Lawrence
Painter			

**S.J.R. 1** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

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**S.B. 100**, ACCESS TO HIGH SPEED INTERNET AT STATE CAPITOL COMPLEX, read the third time by short title and placed on its final passage.

**S.B. 100** then passed on the following roll call:

**Yeas, 67; Nays, 2; Absent or not voting, 6.**

**Voting in the affirmative were:** Representatives

Aagard	Adams	Alexander	Barrus
Becker	Biskupski	Bourdeaux	Bowman
Buxton	Christensen	D. Clark	S. Clark
Cosgrove	D. Cox	Daw	Dayton
Dee	Dougall	Duckworth	Dunnigan
Ferry	Fisher	Fowlke	Frank
Gibson	Goodfellow	Gowans	Hansen
Harper	Hendrickson	Hogue	Holdaway
Hughes	Hunsaker	E. Hutchings	B. Johnson
Jones	King	Kiser	Last
Lawrence	Litvack	Lockhart	Mathis
McCartney	McGee	Menlove	Morgan
Morley	Moss	Murray	Newbold
Noel	Oda	Ray	Romero
Shurtliff	G. Snow	Tilton	Ure
Urquhart	Walker	Wallace	Wheatley
Wheeler	Wyatt	Curtis	

**Voting in the negative were:** Representatives

Bigelow	Donnelson
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**Absent or not voting were:** Representatives

S. Allen	Buttars	Ferrin	Hardy
Mascaro	Painter		

**S.B. 100** was signed by the Speaker in open session, in the presence of the House, and returned to the Senate for signature of the President, enrolling and transmission to the Governor.

### **MISCELLANEOUS BUSINESS**

On motion of Representative Alexander, under suspension of the rules, the House voted to move to the House Third Reading Calendar.

### **THIRD READING CALENDAR**

**H.J.R. 6, RESOLUTION APPROVING COMPENSATION OF IN-SESSION EMPLOYEES**, read the third time by short title and placed on its final passage.

On motion of Representative Newbold, the House voted to circle **H.J.R. 6**.

### MISCELLANEOUS BUSINESS

On motion of Representative Alexander, the House voted to recess until 11:30 a.m.

Speaker Curtis called the House to order at 11:35 a.m.

### THIRD READING CALENDAR

**H.B. 176**, REVISOR'S STATUTE, read the third time by short title and placed on its final passage.

On motion of Representative Urquhart, the House voted to circle **H.B. 176**.

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**H.J.R. 8**, JOINT RULES RESOLUTION – USE OF LEGISLATIVE SEALS, read the third time by short title and placed on its final passage.

On motion of Representative Urquhart, the House voted to circle **H.J.R. 8**.

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**H.J.R. 9**, RESOLUTION AMENDING JOINT RULES REGARDING CONFLICTS OF INTEREST, read the third time by short title and placed on its final passage.

On motion of Representative Urquhart, the House voted to circle **H.J.R. 9**.

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**H.J.R. 10**, JOINT RULES RESOLUTION – AMENDMENTS IN CONTEXT, read the third time by short title and placed on its final passage.

On motion of Representative Urquhart, the House voted to circle **H.J.R. 10**.

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**H.B. 5**, PERSON WITH A DISABILITY MOTORCYCLE PARKING, read the third time by short title and placed on its final passage.

**H.B. 5** then passed on the following roll call:

**Yeas, 64; Nays, 2; Absent or not voting, 9.**

**Voting in the affirmative were:** Representatives

Aagard	Barrus	Becker	Bigelow
Biskupski	Bourdeaux	Bowman	Buttars
Buxton	D. Clark	S. Clark	Cosgrove
D. Cox	Daw	Dayton	Dee
Dougall	Dunnigan	Ferrin	Ferry
Fisher	Fowlke	Frank	Gibson
Goodfellow	Gowans	Hansen	Hardy
Harper	Hendrickson	Hogue	Holdaway
Hughes	Hunsaker	E. Hutchings	B. Johnson
Jones	King	Kiser	Last
Litvack	Lockhart	Mathis	McCartney
McGee	Menlove	Morgan	Moss
Murray	Newbold	Noel	Oda
Romero	Shurtliff	G. Snow	Tilton
Ure	Urquhart	Walker	Wallace
Wheatley	Wheeler	Wyatt	Curtis

**Voting in the negative were:** Representatives

Donnelson                      Ray

**Absent or not voting were:** Representatives

Adams	Alexander	S. Allen	Christensen
Duckworth	Lawrence	Mascaro	Morley
Painter			

**H.B. 5** transmitted to the Senate for its consideration.

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**H.B. 6**, MASTER HIGHWAY DESIGNATION AMENDMENTS, read the third time by short title and placed on its final passage.

**H.B. 6** then passed on the following roll call:

**Yeas, 67; Nays, 0; Absent or not voting, 8.**

**Voting in the affirmative were:** Representatives

Aagard	Adams	Alexander	S. Allen
Barrus	Becker	Biskupski	Bourdeaux
Bowman	Buttars	Buxton	D. Clark
S. Clark	Cosgrove	D. Cox	Daw
Dayton	Dee	Donnelson	Dougall

Dunnigan	Ferrin	Ferry	Fisher
Fowlke	Frank	Gibson	Goodfellow
Gowans	Hansen	Hardy	Harper
Hendrickson	Hogue	Holdaway	Hughes
Hunsaker	E. Hutchings	Jones	King
Kiser	Last	Litvack	Lockhart
Mathis	McCartney	McGee	Menlove
Morgan	Moss	Murray	Newbold
Noel	Oda	Ray	Romero
Shurtliff	G. Snow	Tilton	Ure
Urquhart	Walker	Wallace	Wheatley
Wheeler	Wyatt	Curtis	

**Absent or not voting were:** Representatives

Bigelow	Christensen	Duckworth	B. Johnson
Lawrence	Mascaro	Morley	Painter

**H.B. 6** transmitted to the Senate for its consideration.

## **RULES COMMITTEE REPORT**

Mr. Speaker:

January 18, 2005

The Rules Committee has ordered the following House bills printed and recommends the following bills and resolutions be assigned to standing committees:

### **BUSINESS AND LABOR**

<b>H.B. 27</b>	Health Insurance Fair Marketing Standards (Rep. S. Mascaro)
<b>H.B. 60</b>	Producer Licensing Amendments (Rep. J. Dunnigan)
<b>H.B. 191</b>	Captive Insurance Law Amendments (Rep. J. Dunnigan)

### **EDUCATION**

<b>H.C.R. 1</b>	Resolution Promoting Moderately Sized Schools (Rep. D. Cox)
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### **LAW ENFORCEMENT AND CRIMINAL JUSTICE**

<b>H.B. 49</b>	Bicycle Safety Provisions (Rep. R. McGee)
<b>H.B. 164</b>	Repeal of Utah Personal Introduction Services Protection Act (Rep. S. Allen)

**NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT**

**H.B. 168** Cooperative Wildlife Management Unit Amendments  
(Rep. J. Gowans)

**REVENUE AND TAXATION**

**H.B. 9** Sales and Use Tax – Agricultural Exemption Vehicle  
Limitation (Rep. R. Menlove)  
**H.R. 2** Resolution Supporting Permanent Repeal of Federal  
Inheritance Tax (Rep. M. Morley)

**TRANSPORTATION**

**H.B. 48** Motor Vehicle Registration and Safety Inspection  
Amendments (Rep. B. Daw)  
**H.C.R. 2** Cowboy Hall of Fame Resolution (Rep. L. Shurtliff)

Becky Lockhart, Chair

Report filed. On motion of Representative Lockhart, the report of the Rules  
Committee was adopted.

**MISCELLANEOUS BUSINESS**

On motion of Representative Alexander, the House voted to adjourn until  
January 19, 2005, at 10:00 a.m.

**HOUSE JOURNAL PAGE INDEX (DAY 1 – 2)**

<b>H.B. 4 — DIVORCE MEDIATION PROGRAM</b> ( <i>B. Ferry</i> )	
Read the first time by short title and referred to the Rules Committee.	26
Assigned to standing committee	37
<b>H.B. 5 — PERSON WITH A DISABILITY MOTORCYCLE PARKING</b> ( <i>T. Kiser</i> )	
Read the first time by short title and referred to the Rules Committee.	26
Read the second time	35
Read the third time	53
Transmitted to the Senate	54
<b>H.B. 6 — MASTER HIGHWAY DESIGNATION AMENDMENTS</b> ( <i>J. Murray</i> )	
Read the first time by short title and referred to the Rules Committee.	26
Read the second time	35
Read the third time	54
Transmitted to the Senate	55
<b>H.B. 7 — INDIVIDUAL INCOME TAX – CONTRIBUTIONS FOR EDUCATION</b> ( <i>S. Allen</i> )	
Read the first time by short title and referred to the Rules Committee.	26
<b>H.B. 8 — CHILD PROTECTION TEAM MEETINGS</b> ( <i>A. Tilton</i> )	
Read the first time by short title and referred to the Rules Committee.	26
Read the second time	35
<b>H.B. 9 — SALES AND USE TAX – AGRICULTURAL EXEMPTION VEHICLE LIMITATION</b> ( <i>R. Menlove</i> )	
Read the first time by short title and referred to the Rules Committee.	26
Assigned to standing committee	56
<b>H.B. 10 — EMPLOYMENT SECURITY ACT AMENDMENTS</b> ( <i>D. Cox</i> )	
Read the first time by short title and referred to the Rules Committee.	26
Read the second time	35
<b>H.B. 11 — ECONOMIC DEVELOPMENT INCENTIVES</b> ( <i>B. Dee</i> )	
Read the first time by short title and referred to the Rules Committee.	26
Assigned to standing committee	38



<b>H.B. 12</b> — HEALTH CARE ASSISTANTS ( <i>R. Lockhart</i> )	
Read the first time by short title and referred to the Rules Committee.	26
Read the second time	35
<b>H.B. 13</b> — OCCUPATIONAL AND PROFESSIONAL LICENSING SUNSET AMENDMENT ( <i>R. Lockhart</i> )	
Read the first time by short title and referred to the Rules Committee.	26
Read the second time	35
<b>H.B. 14</b> — BOND ELECTION PROCESS AMENDMENTS ( <i>F. Hunsaker</i> )	
Read the first time by short title and referred to the Rules Committee.	26
Assigned to standing committee	37
<b>H.B. 15</b> — REPEAL OF STATE DEBT COLLECTION ADVISORY BOARD ( <i>D. Aagard</i> )	
Read the first time by short title and referred to the Rules Committee.	26
Read the second time	35
<b>H.B. 16</b> — REPEAL OF VEHICLE EQUIPMENT SAFETY COMMISSION ( <i>N. Hendrickson</i> )	
Read the first time by short title and referred to the Rules Committee.	27
Read the second time	36
<b>H.B. 17</b> — MOTION PICTURE INCENTIVE FUND ( <i>S. Allen</i> )	
Read the first time by short title and referred to the Rules Committee.	27
<b>H.B. 18</b> — TRANSPORTATION INVESTMENT ACT ( <i>R. Lockhart</i> )	
Read the first time by short title and referred to the Rules Committee.	27
<b>H.B. 19</b> — PROCUREMENT CODE RENUMBERING ( <i>R. Bigelow</i> )	
Read the first time by short title and referred to the Rules Committee.	27
Read the second time	36
<b>H.B. 20</b> — CALLING LOCAL SPECIAL ELECTIONS FOR SALES AND USE TAX PURPOSES ( <i>S. Clark</i> )	
Read the first time by short title and referred to the Rules Committee.	27
Read the second time	36
<b>H.B. 21</b> — AUTOMOBILE CRIME PREVENTION ( <i>P. Ray</i> )	
Read the first time by short title and referred to the Rules Committee.	27
<b>H.B. 22</b> — INTERCOUNTRY ADOPTION ACCREDITATION ( <i>R. McGee</i> )	
Read the first time by short title and referred to the Rules Committee.	27
<b>H.B. 23</b> — DEPARTMENT OF WORKFORCE SERVICES – WORK EXPERIENCE AND TRAINING PROGRAMS ( <i>D. Cox</i> )	
Read the first time by short title and referred to the Rules Committee.	27
<b>H.B. 24</b> — TRAFFIC CODE AMENDMENTS ( <i>J. Dunnigan</i> )	
Read the first time by short title and referred to the Rules Committee.	27
Read the second time	36
<b>H.B. 25</b> — DIRECT-ENTRY MIDWIFE ACT ( <i>J. Biskupski</i> )	
Read the first time by short title and referred to the Rules Committee.	27
Assigned to standing committee	37
<b>H.B. 26</b> — CONVEYANCES OF PROPERTY ( <i>J. S. Adams</i> )	
Read the first time by short title and referred to the Rules Committee.	27
Read the second time	36
<b>H.B. 27</b> — HEALTH INSURANCE FAIR MARKETING STANDARDS ( <i>S. Mascaro</i> )	
Read the first time by short title and referred to the Rules Committee.	27
Assigned to standing committee	55
<b>H.B. 28</b> — JUVENILE JUSTICE RECODIFICATION ( <i>D. Aagard</i> )	
Read the first time by short title and referred to the Rules Committee.	27
Read the second time	36
<b>H.B. 29</b> — STATE ENGINEER'S POWERS AND DUTIES AMENDMENTS ( <i>M. Styler</i> )	
Read the first time by short title and referred to the Rules Committee.	27
<b>H.B. 30</b> — CONSUMER SALES PRACTICES ACT AMENDMENTS ( <i>T. Kiser</i> )	
Read the first time by short title and referred to the Rules Committee.	28
Read the second time	36
<b>H.B. 31</b> — VISION CARE FOR MEDICAID RECIPIENT ( <i>S. Mascaro</i> )	
Read the first time by short title and referred to the Rules Committee.	28
<b>H.B. 32</b> — DENTAL SERVICES FOR ADULTS ON MEDICAID ( <i>S. Mascaro</i> )	
Read the first time by short title and referred to the Rules Committee.	28
<b>H.B. 33</b> — ASSISTANCE FOR PEOPLE WITH BLEEDING DISORDERS ( <i>D. Litvack</i> )	
Read the first time by short title and referred to the Rules Committee.	28
<b>H.B. 34</b> — EMERGENCY RELATED AMENDMENTS ( <i>S. Allen</i> )	
Read the first time by short title and referred to the Rules Committee.	28
Read the second time	36
<b>H.B. 35</b> — TELECOMMUNICATIONS AMENDMENTS ( <i>S. Urquhart</i> )	
Read the first time by short title and referred to the Rules Committee.	28
<b>H.B. 36</b> — CHARTER SCHOOL CONSTRUCTION AMENDMENTS ( <i>J. Ferrin</i> )	
Read the first time by short title and referred to the Rules Committee.	28
Read the second time	36

<b>H.B. 37</b> — ADMINISTRATIVE RULES REAUTHORIZATION ( <i>D. Ure</i> )	
Read the first time by short title and referred to the Rules Committee.	28
Read the second time	36
<b>H.B. 38</b> — WATER LAW – CRIMINAL PENALTIES AMENDMENTS ( <i>M. Styler</i> )	
Read the first time by short title and referred to the Rules Committee.	28
<b>H.B. 39</b> — TUITION TAX CREDITS ( <i>J. Ferrin</i> )	
Read the first time by short title and referred to the Rules Committee.	28
<b>H.B. 40</b> — REPEAL OF SUNSET OF TOWNSHIP PROVISION ( <i>M. S. Lawrence</i> )	
Read the first time by short title and referred to the Rules Committee.	28
Assigned to standing committee	37
<b>H.B. 41</b> — SPECIAL DISTRICT FOR POLICE SERVICES ( <i>T. McCartney</i> )	
Read the first time by short title and referred to the Rules Committee.	28
<b>H.B. 42</b> — MEDICAL RECOMMENDATIONS FOR CHILDREN ( <i>M. Morley</i> )	
Read the first time by short title and referred to the Rules Committee.	28
<b>H.B. 43</b> — SCHOOL LAND TRUST PROGRAM FUNDING AMENDMENTS ( <i>S. Urquhart</i> )	
Read the first time by short title and referred to the Rules Committee.	28
Assigned to standing committee	36
<b>H.B. 44</b> — ADDITIONAL STATE RETIREMENT BENEFIT ( <i>L. Shurtliff</i> )	
Read the first time by short title and referred to the Rules Committee.	28
Assigned to standing committee	37
<b>H.B. 45</b> — ASSESSMENT OF PROPERTY AFFECTED BY BUSINESS INTERRUPTION ( <i>G. Hughes</i> )	
Read the first time by short title and referred to the Rules Committee.	29
Assigned to standing committee	36
<b>H.B. 46</b> — PUBLIC EDUCATION CAPITAL OUTLAY ACT AMENDMENTS ( <i>D. Cox</i> )	
Read the first time by short title and referred to the Rules Committee.	29
Assigned to standing committee	36
<b>H.B. 47</b> — NEW AUTOMOBILE FRANCHISE ACT AMENDMENTS ( <i>S. Urquhart</i> )	
Read the first time by short title and referred to the Rules Committee.	29
<b>H.B. 48</b> — MOTOR VEHICLE REGISTRATION AND SAFETY INSPECTION AMENDMENTS ( <i>B. Daw</i> )	
Read the first time by short title and referred to the Rules Committee.	29
Assigned to standing committee	56
<b>H.B. 49</b> — BICYCLE SAFETY PROVISIONS ( <i>R. McGee</i> )	
Read the first time by short title and referred to the Rules Committee.	29
Assigned to standing committee	55
<b>H.B. 50</b> — CRIMINAL PENALTY AMENDMENT ( <i>D. Livack</i> )	
Read the first time by short title and referred to the Rules Committee.	29
<b>H.B. 51</b> — ELECTRONIC PAYMENTS TO LOCAL GOVERNMENT ENTITIES ( <i>J. Murray</i> )	
Read the first time by short title and referred to the Rules Committee.	29
Assigned to standing committee	37
<b>H.B. 52</b> — FIRE PREVENTION AMENDMENTS ( <i>J. Murray</i> )	
Read the first time by short title and referred to the Rules Committee.	29
Assigned to standing committee	36
<b>H.B. 53</b> — TAX TREATMENT OF PERSONAL PROPERTY ( <i>L. Shurtliff</i> )	
Read the first time by short title and referred to the Rules Committee.	29
Assigned to standing committee	38
<b>H.B. 54</b> — CRIMINAL APPEAL AMENDMENTS ( <i>S. Wyatt</i> )	
Read the first time by short title and referred to the Rules Committee.	29
Assigned to standing committee	37
<b>H.B. 55</b> — DRUG OFFENSE PENALTY ENHANCEMENTS ( <i>B. Dee</i> )	
Read the first time by short title and referred to the Rules Committee.	29
Assigned to standing committee	37
<b>H.B. 56</b> — DIVORCE AMENDMENTS ( <i>P. Wallace</i> )	
Read the first time by short title and referred to the Rules Committee.	29
<b>H.B. 57</b> — ALCOHOLIC BEVERAGE CONTROL TASK FORCE ( <i>D. Ure</i> )	
Read the first time by short title and referred to the Rules Committee.	29
<b>H.B. 58</b> — GOVERNMENT EFFICIENCY AND EFFECTIVENESS REVIEW COMMITTEE ( <i>P. Wallace</i> )	
Read the first time by short title and referred to the Rules Committee.	29
Assigned to standing committee	37
<b>H.B. 59</b> — DOMESTIC VIOLENCE ENHANCEMENT ( <i>C. Moss</i> )	
Read the first time by short title and referred to the Rules Committee.	29
<b>H.B. 60</b> — PRODUCER LICENSING AMENDMENTS ( <i>J. Dunnigan</i> )	
Read the first time by short title and referred to the Rules Committee.	30
Assigned to standing committee	55
<b>H.B. 61</b> — STATE SCHOOL BOARD ELECTIONS AND FILLING OF VACANCIES ( <i>J. Ferrin</i> )	
Read the first time by short title and referred to the Rules Committee.	30

<b>H.B. 62</b> — AMENDMENTS TO INTERMEDIATE CARE FACILITIES FOR MENTALLY RETARDED ( <i>R. Lockhart</i> )	
Read the first time by short title and referred to the Rules Committee.	30
<b>H.B. 63</b> — SCHOOL DISTRICT AMENDMENTS ( <i>D. Cox</i> )	
Read the first time by short title and referred to the Rules Committee.	30
<b>H.B. 64</b> — CRIMINAL BACKGROUND CHECKS FOR PERSONAL CARE ATTENDANTS ( <i>F. Hunsaker</i> )	
Read the first time by short title and referred to the Rules Committee.	30
<b>H.B. 65</b> — DRIVER LICENSE AND COMMERCIAL DRIVER LICENSE AMENDMENTS ( <i>D. Bowman</i> )	
Read the first time by short title and referred to the Rules Committee.	30
<b>H.B. 66</b> — NATUROPATHIC PHYSICIAN AMENDMENTS ( <i>J. Ferrin</i> )	
Read the first time by short title and referred to the Rules Committee.	30
<b>H.B. 67</b> — ABANDONED VEHICLES AMENDMENTS ( <i>J. Gowans</i> )	
Read the first time by short title and referred to the Rules Committee.	30
<b>H.B. 68</b> — MOTOR VEHICLE ENFORCEMENT DIVISION AMENDMENTS ( <i>P. Ray</i> )	
Read the first time by short title and referred to the Rules Committee.	30
<b>H.B. 69</b> — FEDERAL HEALTH CARE TAX CREDIT PROGRAM ACT ( <i>C. Oda</i> )	
Read the first time by short title and referred to the Rules Committee.	30
<b>H.B. 70</b> — HEALTH DISCOUNT PROGRAM CONSUMER PROTECTION ACT ( <i>J. Dunnigan</i> )	
Read the first time by short title and referred to the Rules Committee.	30
<b>H.B. 71</b> — LICENSING OF ESTHETICIANS AND NAIL TECHNICIANS ( <i>J. Fisher</i> )	
Read the first time by short title and referred to the Rules Committee.	30
<b>H.B. 72</b> — SCHOOL CURRICULUM AMENDMENTS ( <i>C. Moss</i> )	
Read the first time by short title and referred to the Rules Committee.	50
<b>H.B. 73</b> — LOCAL REFERENDUM REQUIREMENTS ( <i>D. Hogue</i> )	
Read the first time by short title and referred to the Rules Committee.	50
<b>H.B. 74</b> — TUITION REIMBURSEMENT PROGRAM FOR STUDENTS SEEKING TEACHER LICENSURE IN DISABILITY OR SPECIAL EDUCATION ( <i>R. Menlove</i> )	
Read the first time by short title and referred to the Rules Committee.	50
<b>H.B. 75</b> — GOVERNMENT RECORDS ACCESS AND MANAGEMENT TASK FORCE ( <i>D. Aagard</i> )	
Read the first time by short title and referred to the Rules Committee.	50
<b>H.B. 159</b> — MOTOR ASSISTED SCOOTER AND MINI-MOTORCYCLE AMENDMENTS ( <i>B. Dee</i> )	
Read the first time by short title and referred to the Rules Committee.	50
<b>H.B. 160</b> — WILDLIFE LICENSE AGENTS AMENDMENTS ( <i>J. Fisher</i> )	
Read the first time by short title and referred to the Rules Committee.	30
<b>H.B. 161</b> — INJURY REPORTING REQUIREMENT AMENDMENTS ( <i>J. Murray</i> )	
Read the first time by short title and referred to the Rules Committee.	30
Assigned to standing committee	37
<b>H.B. 162</b> — MUNICIPAL WEED ABATEMENT ( <i>M. Morley</i> )	
Read the first time by short title and referred to the Rules Committee.	31
Assigned to standing committee	37
<b>H.B. 163</b> — GARNISHMENT FEES ( <i>S. Mascaro</i> )	
Read the first time by short title and referred to the Rules Committee.	31
<b>H.B. 164</b> — REPEAL OF UTAH PERSONAL INTRODUCTION SERVICES PROTECTION ACT ( <i>S. Allen</i> )	
Read the first time by short title and referred to the Rules Committee.	31
Assigned to standing committee	55
<b>H.B. 165</b> — UTAH COMMISSION ON AGING ( <i>P. Jones</i> )	
Read the first time by short title and referred to the Rules Committee.	31
<b>H.B. 166</b> — UTAH INDOOR CLEAN AIR ACT AMENDMENTS ( <i>P. Ray</i> )	
Read the first time by short title and referred to the Rules Committee.	31
<b>H.B. 167</b> — ELDER PROTECTION PROVISIONS ( <i>P. Jones</i> )	
Read the first time by short title and referred to the Rules Committee.	31
<b>H.B. 168</b> — COOPERATIVE WILDLIFE MANAGEMENT UNIT AMENDMENTS ( <i>J. Gowans</i> )	
Read the first time by short title and referred to the Rules Committee.	31
Assigned to standing committee	56
<b>H.B. 169</b> — APPROPRIATION FOR SCHOOL DISTRICTS IMPACTED BY FEE WAIVERS ( <i>L. Shurtliff</i> )	
Read the first time by short title and referred to the Rules Committee.	31
<b>H.B. 170</b> — EXTENSION OF UTAH LOW-INCOME HOUSING TAX CREDITS ( <i>S. Clark</i> )	
Read the first time by short title and referred to the Rules Committee.	31
Assigned to standing committee	38
<b>H.B. 171</b> — CALCULATION OF MINING SEVERANCE TAX ON BERYLLIUM ( <i>M. Styler</i> )	
Read the first time by short title and referred to the Rules Committee.	31
<b>H.B. 172</b> — NOTARY PUBLIC AMENDMENTS ( <i>L. Shurtliff</i> )	
Read the first time by short title and referred to the Rules Committee.	31
Assigned to standing committee	36

<b>H.B. 173</b> — STATE EMPLOYEE AMENDMENTS ( <i>A. Hardy</i> )	
Read the first time by short title and referred to the Rules Committee.	31
Assigned to standing committee	37
<b>H.B. 174</b> — CHILD PROTECTION REGISTRY AMENDMENTS ( <i>M. Styler</i> )	
Read the first time by short title and referred to the Rules Committee.	31
<b>H.B. 175</b> — EDUCATION ACHIEVEMENT GAP TASK FORCE ( <i>D. Livack</i> )	
Read the first time by short title and referred to the Rules Committee.	31
<b>H.B. 176</b> — REVISOR'S STATUTE ( <i>R. Lockhart</i> )	
Read the first time by short title and referred to the Rules Committee.	31
Read the second time	35
Read the third time	53
Circled	53
<b>H.B. 177</b> — WILDLIFE LICENSE REFUND AMENDMENTS ( <i>M. Dayton</i> )	
Read the first time by short title and referred to the Rules Committee.	32
Assigned to standing committee	37
<b>H.B. 178</b> — MENTAL HEALTH SERVICES COORDINATOR ( <i>D. Hogue</i> )	
Read the first time by short title and referred to the Rules Committee.	32
Assigned to standing committee	37
<b>H.B. 179</b> — UTAH VENTURE CAPITAL ENHANCEMENT ACT AMENDMENTS ( <i>P. Wallace</i> )	
Read the first time by short title and referred to the Rules Committee.	32
Assigned to standing committee	38
<b>H.B. 180</b> — RETIREMENT OFFICE AMENDMENTS ( <i>A. Hardy</i> )	
Read the first time by short title and referred to the Rules Committee.	32
Assigned to standing committee	38
<b>H.B. 181</b> — DUPLICATE WILDLIFE LICENSING AMENDMENTS ( <i>M. Dayton</i> )	
Read the first time by short title and referred to the Rules Committee.	32
Assigned to standing committee	37
<b>H.B. 182</b> — HISTORICAL LIVESTOCK TRAILS ( <i>B. Johnson</i> )	
Read the first time by short title and referred to the Rules Committee.	32
Assigned to standing committee	37
<b>H.B. 183</b> — VERIFICATION OF ELIGIBILITY FOR FEE WAIVERS ( <i>W. Harper</i> )	
Read the first time by short title and referred to the Rules Committee.	32
Assigned to standing committee	36
<b>H.B. 184</b> — DOMESTIC VIOLENCE – CHANGE OF LOCKS ON RENTAL PROPERTY ( <i>L. Shurtliff</i> )	
Read the first time by short title and referred to the Rules Committee.	32
<b>H.B. 185</b> — UTAH COMPUTER CRIMES ACT AMENDMENTS ( <i>B. Daw</i> )	
Read the first time by short title and referred to the Rules Committee.	32
Assigned to standing committee	37
<b>H.B. 186</b> — CONSUMER PROTECTION AMENDMENTS ( <i>S. Allen</i> )	
Read the first time by short title and referred to the Rules Committee.	32
Assigned to standing committee	37
<b>H.B. 187</b> — CAPITAL OUTLAY FOUNDATION PROGRAM – PARTICIPATION REQUIREMENTS ( <i>J. Ferrin</i> )	
Read the first time by short title and referred to the Rules Committee.	32
Assigned to standing committee	36
<b>H.B. 188</b> — BEGINNING TEACHER ENHANCEMENTS ( <i>B. Johnson</i> )	
Read the first time by short title and referred to the Rules Committee.	32
<b>H.B. 189</b> — APPLIED TECHNOLOGY PROGRAM AMENDMENTS ( <i>J. Ferrin</i> )	
Read the first time by short title and referred to the Rules Committee.	32
<b>H.B. 190</b> — INDIVIDUAL INCOME TAX – ELECTRONIC FILING REQUIREMENTS ( <i>S. Clark</i> )	
Read the first time by short title and referred to the Rules Committee.	32
<b>H.B. 191</b> — CAPTIVE INSURANCE LAW AMENDMENTS ( <i>J. Dunnigan</i> )	
Read the first time by short title and referred to the Rules Committee.	32
Assigned to standing committee	55
<b>H.B. 192</b> — UTAH HIGH COST HOME LOAN ACT AMENDMENTS ( <i>W. Harper</i> )	
Read the first time by short title and referred to the Rules Committee.	33
<b>H.B. 193</b> — DEREGULATION OF GENERAL BUILDING CONTRACTORS ( <i>G. Hughes</i> )	
Read the first time by short title and referred to the Rules Committee.	33
<b>H.B. 194</b> — FAIR HOUSING FOR DOMESTIC VIOLENCE VICTIMS AND LANDLORD PROTECTION ACT ( <i>L. Shurtliff</i> )	
Read the first time by short title and referred to the Rules Committee.	33
<b>H.B. 195</b> — INSURANCE LAW AMENDMENTS ( <i>J. Dunnigan</i> )	
Read the first time by short title and referred to the Rules Committee.	33
<b>H.B. 196</b> — LEGISLATORS INVOLVEMENT IN PUBLIC SCHOOLS ( <i>D. Bourdeaux</i> )	
Read the first time by short title and referred to the Rules Committee.	33
<b>H.B. 197</b> — INDIVIDUAL INCOME TAX AMENDMENTS FOR EDUCATION FUNDING ( <i>P. Jones</i> )	
Read the first time by short title and referred to the Rules Committee.	33

<b>H.B. 198</b> — NATUROPATHIC FORMULARY PEER COMMITTEE AMENDMENTS ( <i>J. Ferrin</i> )	
Read the first time by short title and referred to the Rules Committee.	50
<b>H.B. 199</b> — SPECIAL ELECTION DATES ( <i>D. Hogue</i> )	
Read the first time by short title and referred to the Rules Committee.	50
<b>H.B. 200</b> — PROPERTY AND CASUALTY INSURANCE LAW AMENDMENTS ( <i>J. Dunnigan</i> )	
Read the first time by short title and referred to the Rules Committee.	50
<b>H.B. 201</b> — LIFE INSURANCE AND ANNUITIES LAW AMENDMENTS ( <i>J. Dunnigan</i> )	
Read the first time by short title and referred to the Rules Committee.	50
<b>H.C.R. 1</b> — RESOLUTION PROMOTING MODERATELY SIZED SCHOOLS ( <i>D. Cox</i> )	
Read the first time by short title and referred to the Rules Committee.	33
Assigned to standing committee	55
<b>H.C.R. 2</b> — COWBOY HALL OF FAME RESOLUTION ( <i>L. Shurtliff</i> )	
Read the first time by short title and referred to the Rules Committee.	33
Assigned to standing committee	56
<b>H.C.R. 4</b> — UTAH ATHLETIC FOUNDATION RESOLUTION ( <i>D. Ure</i> )	
Read the first time by short title and referred to the Rules Committee.	33
Assigned to standing committee	38
<b>H.C.R. 5</b> — RESOLUTION HONORING UTAH MILITARY SERVICE PERSONNEL ( <i>F. Hunsaker</i> )	
Read the first time by short title and referred to the Rules Committee.	33
Read the second time	35
Read the third time	39
Transmitted to the Senate	40
Signed by the Speaker and transmitted to the Governor	49
<b>H.C.R. 6</b> — RESOLUTION RECOGNIZING UTAH'S LEGISLATORS BACK TO SCHOOL PROGRAM ( <i>M. Dayton</i> )	
Read the first time by short title and referred to the Rules Committee.	33
Assigned to standing committee	37
<b>H.C.R. 7</b> — CONCURRENT RESOLUTION OPPOSING NUCLEAR TESTING ( <i>M. Noel</i> )	
Read the first time by short title and referred to the Rules Committee.	33
Assigned to standing committee	37
<b>H.J.R. 1</b> — JOINT RESOLUTION RELATED TO FINANCIAL INSTITUTIONS ( <i>J. Alexander</i> )	
Read the first time by short title and referred to the Rules Committee.	33
Assigned to standing committee	36
<b>H.J.R. 2</b> — JOINT RULES RESOLUTION – FAMILY IMPACT STATEMENT ON LEGISLATION ( <i>C. Frank</i> )	
Read the first time by short title and referred to the Rules Committee.	33
<b>H.J.R. 3</b> — RESOLUTION REGARDING FEDERAL NO CHILD LEFT BEHIND ( <i>K. Holdaway</i> )	
Read the first time by short title and referred to the Rules Committee.	34
<b>H.J.R. 4</b> — JOINT RULES RESOLUTION – CONFLICT OF INTEREST AMENDMENTS ( <i>D. Ure</i> )	
Read the first time by short title and referred to the Rules Committee.	34
<b>H.J.R. 5</b> — RESOLUTION CLARIFYING REMOVAL PROVISIONS ( <i>D. Hogue</i> )	
Read the first time by short title and referred to the Rules Committee.	34
<b>H.J.R. 6</b> — RESOLUTION APPROVING COMPENSATION OF IN-SESSION EMPLOYEES ( <i>M. Newbold</i> )	
Read the first time by short title and referred to the Rules Committee.	34
Read the second time	35
Read the third time	52
Circled	52
<b>H.J.R. 7</b> — RESOLUTION AMENDING STATE AUDITOR QUALIFICATIONS ( <i>R. Romero</i> )	
Read the first time by short title and referred to the Rules Committee.	34
<b>H.J.R. 8</b> — JOINT RULES RESOLUTION – USE OF LEGISLATIVE SEALS ( <i>R. Lockhart</i> )	
Read the first time by short title and referred to the Rules Committee.	34
Read the second time	35
Read the third time	53
Circled	53
<b>H.J.R. 9</b> — RESOLUTION AMENDING JOINT RULES REGARDING CONFLICTS OF INTEREST ( <i>J. Dougall</i> )	
Read the first time by short title and referred to the Rules Committee.	34
Read the second time	35
Read the third time	53
Circled	53
<b>H.J.R. 10</b> — JOINT RULES RESOLUTION – AMENDMENTS IN CONTEXT ( <i>R. Lockhart</i> )	
Read the first time by short title and referred to the Rules Committee.	34
Read the second time	35
Read the third time	53
Circled	53
<b>H.R. 1</b> — HOUSE RULES RESOLUTION – LOBBYIST CODE OF ETHICS AMENDMENTS ( <i>D. Ure</i> )	
Read the first time by short title and referred to the Rules Committee.	34
<b>H.R. 2</b> — RESOLUTION SUPPORTING PERMANENT REPEAL OF FEDERAL INHERITANCE TAX ( <i>M. Morley</i> )	
Read the first time by short title and referred to the Rules Committee.	34
Assigned to standing committee	56

**H.R. 3** — RESOLUTION SUPPORTING CONGRESSIONAL PRIVATIZATION OF SOCIAL SECURITY (*M. Morley*)  
Read the first time by short title and referred to the Rules Committee. . . . . 34

**S.B. 100** — ACCESS TO HIGH SPEED INTERNET AT STATE CAPITOL COMPLEX (*S. Killpack*)  
Read the first time by short title and referred to Rules Committee . . . . . 50  
Read the second time . . . . . 50  
Read the third time . . . . . 51  
Signed by the Speaker and returned to the Senate . . . . . 52

**S.C.R. 1** — RESOLUTION ENCOURAGING MANAGED LANES STUDY (*C. Walker*)  
Read the first time by short title and referred to Rules Committee . . . . . 50

**S.C.R. 3** — RESOLUTION HONORING SEARCHERS (*L. Hillyard*)  
Read the first time by short title . . . . . 41  
Read the second time . . . . . 41  
Read the third time . . . . . 41  
Signed by the Speaker and transmitted to the Governor . . . . . 42

**S.J.R. 1** — JOINT RESOLUTION APPROVING APPOINTMENT OF LEGISLATIVE AUDITOR GENERAL (*J. Valentine*)  
Read the first time by short title and referred to Rules Committee . . . . . 50  
Read the second time . . . . . 50  
Read the third time . . . . . 51  
Signed by the Speaker and returned to the Senate . . . . . 51

**S.J.R. 5** — RESOLUTION APPROVING CONTRACT FOR STATE CAPITOL RENOVATION (*L. A. Mansell*)  
Read the first time by short title and referred to Rules Committee . . . . . 50